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ATTORNEYS FOR PLAINTIFF

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

The parties have stipulated to Early Neutral Evaluation as an ADR process.

Furthermore, the parties have agreed to:

1. Exchange initial disclosures by December 9, 2005
 2. Follow the discovery limits in the FRCP
 3. Plaintiff may depose defendant's FRCP 30(b)(6) in Northern California, as they will be present here for the ADR session.

1 Thus, the parties respectfully request the Court continue the December 9, 2005 CMC to
2 March 10, 2006.

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5 Date: 11/29/05

6 /s/Ronald Wilcox
7 Counsel for plaintiff

8 Date:

9 _____
10 Ben Emmert
Counsel for defendant

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12 **ORDER**

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14 **IT IS SO ORDERED.**

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16 12/8/05 /s/electronic signature authorized
17 Date HON. JEREMY FOGEL, U.S. DISTRICT JUDGE

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